## CALFEE, HALTER & GRISWOLD LLP

Docket No. 22310/04020

## DECLARATION AND POWER OF ATTORNEY

## **ORIGINAL APPLICATION**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are the first, original and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## **SURGICAL TOOLS**

the specificati	on of whi	ich		
	⊠ v	s attached hereto, was filed on January 31 as Application Serial No and was amended on (i		
identified spe		_	eviewed and understand that amended by any amended	
examination §1.56(a).			disclose information we ce with Title 37, Code	
foreign applie	for paten cation for	nt or inventor's certifica	foreign priority under 35 ate listed below and have a certificate having a filing	also identified below any
Prior Foreign	Applicati	on(s)		Priority Claimed
(Number)		(Country)	(Day/Month/Year)	YesNo

We hereby claim the benefit of United States priority under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/US00/11943		<u>Pending</u>
Application Serial #)	(Filing Date)	(Status)

We hereby claim the benefit of United States priority under 35 USC §119(e) of any United States provisional application(s) listed below:

60/131,811	April 30, 1999
(Provisional Application No.)	(Filing Date)

We hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Charles B. Lyon	Tara Kastelic	Jeanne E. Longmuir
Reg. No. 25,739	Reg. No. 35,980	Reg. No. 33,133
Mary E. Golrick	Pamela A. Docherty	Leonard L. Lewis
Reg. No. 34,829	Reg. No. 40,591	Reg. No. 31,176
John T. Wiedemann	James A. Rich	John E. Miller
Reg. No. 28,920	Reg. No. 25,519	Reg. No. 26,206
June E. Rickey	Petar Kraguljac	Sean T. Moorhead
Reg. No. 40,144	Reg. No. 38,520	Reg. No. 38,564
William E. Zitelli	Eileen T. Mathews	S. Paige Christopher
Reg. No. 28,551	Reg. No. 41,973	Reg. No. 39,503
Nenad Pejic	George R. Hoskins	James A. Balazs
Reg. No. 37,415	Reg. No. 46,780	Reg. No. 47,401

Address all telephone calls and correspondence to: Jeanne E. Longmuir, Calfee, Halter & Griswold LLP, 800 Superior Ave., Suite 1400, Cleveland, Ohio 44114-2688.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements and the like may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	Nilroy Bhadra		
Inventor's Signature	Date		
Residence & Post Office Address	3358 DeSota Avenue Cleveland Heights, Ohio 44118		
Citizenship	USA		
Full name of second inventor	Michael W. Keith		
Inventor's Signature	Date		
Residence & Post Office Address	65 Meadow Hill Lane Moreland Hills, Ohio 44022		
Citizenship	USA		

Full name of third inventor	Kevin L. Kilgore
Inventor's Signature	Date
	Date
Residence & Post Office Address	22960 Summerland North Olmsted, Ohio 44070
Citizenship	USA
Full name of	
fourth inventor	P. Hunter Peckham
Inventor's Signature	Date
	Date
Residence & Post Office Address	3361 E. Monmouth Road Cleveland Heights, Ohio 44118
Citizenship	USA
Full name of fifth inventor	Thomas Stage
Inventor's Signature	
	Date
Residence & Post Office Address	1645 Rydalmount Cleveland Heights, Ohio 44118
Citizenship	USA

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